

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	)	
	)	
v.	)	Criminal No. 05-27-J
	)	
DONALD E. BLACK	)	

POSITION OF THE UNITED STATES  
WITH RESPECT TO SENTENCING FACTORS

AND NOW comes the United States of America by its attorneys, Mary Beth Buchanan, United States Attorney for the Western District of Pennsylvania, and John J. Valkovci, Jr., Assistant United States Attorney for said district, and pursuant to Local Criminal Rule 32.1(D) of the Local Rules of this Court, respectfully represents as follows:

1. The United States received the pre-sentence report for Donald E. Black and subsequently conferred with opposing counsel, Steven P. Passarello, Esquire, and United States Probation Officer, Warren S. Johnston, regarding the contents of the pre-sentence report.

2. Pursuant to the Sentencing Guidelines, the United States hereby gives notice that it has adopted the findings of the pre-sentence report.

Respectfully submitted,

MARY BETH BUCHANAN  
United States Attorney

Date: January 26, 2007

s/John J. Valkovci, Jr.  
JOHN J. VALKOVCI, JR.  
Assistant U.S. Attorney  
224 Penn Traffic Building  
319 Washington Street  
Johnstown, PA 15901  
Phone: (814) 533-4547  
Fax: (814) 533-4545  
Email: John.Valkovci@usdoj.gov  
PA 55339